THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.23989 OF 2005

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Dated:09-11-2005

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Between

Nandala Koteswaramma, W/o. Ramesh, Occ: Agricultural Labourer, R/o. Ravooru (Village), Gudluru Mandal, Prakasam District, Andhra Pradesh.

...PETITIONER

AND

The State of Andhra Pradesh, represented by its Principal Secretary, Department of Jails, Secretariat, Hyderabad and others.

...RESPONDETNS

ORDER:

Petitioner submits that her son, Nandala Suresh, was tried for the offence punishable under Section 306 IPC and was convicted for life imprisonment by judgment dated 21.06.2004 in S.C.No.192 of 2001 by the learned V Additional District and Sessions Judge, Ongole.

It is submitted by the petitioner that by the date of implication in the said case her son was 17 years and he was 20 years at the time of conviction as he was born on 09.06.1984. It is further submitted that the petitioner has submitted a representation dated 12.09.2004 to the first respondent requesting to send her son to Borstal School.

It is stated that under Section 10-A of the Andhra Pradesh Borstal Schools Act, 1925 an offender shall be transferred to a Borstal School to serve imprisonment if at the time of conviction he was not less than 16 years nor more than 21 years of age.

The only grievance of the petitioner is that the representation filed by her is not considered and disposed of by the first respondent.

Having regard to the facts and circumstances of the case, the first respondent is directed to consider and dispose of the representation dated 12.09.2004 filed by the petitioner as expeditiously as possible within two weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of.

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V. ESWARAIAH, J

November 9, 2005

Note: Furnish Copy in two days

(B/o)

DSK